

P24077.P15

Certificate of Transmission under 37 CFR 1.8

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GREENBLUM & BERNSTEIN, P.L.C.
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1950 Roland Clarke Place
Reston, VA 20191
(703) 716-1191

Attorney Docket No. P24077

In re application of : Shinnosuke NAKAHARA et al.

Application No. : 10/642,684

Filed : August 19, 2003

For : INTERVERTEBRAL CAGE

Mail Stop Amendment
Group Art Unit : 3738

Examiner : Bruce SNOW

Mail Stop Amendment
Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, Mail Stop Amendment
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

Transmitted herewith is an **Amendment and Response under 37 C.F.R. 1.111** in the above-captioned application.

Small Entity Status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a previously filed statement.

A Request for Extension of Time.

☒ No additional fee is required.

The fee has been calculated as shown below:

Claims After Amendment	No. Claims Previously Paid For	Present Extra	Small Entity		Other Than A Small Entity	
			Rate	Fee	Rate	Fee
Total Claims:	*	0	x25=	\$	x 50=	\$
Indep. Claims:	**	0	x100=	\$	x200=	\$
Multiple Dependent Claims Presented			+180=	\$	+360=	\$
Extension Fees for ___ Month(s)				\$		\$
Total:				\$	Total:	\$

* If less than 20, write 20

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X Any additional filing fees required under 37 C.F.R. 1.16.

X Any patent application processing fees under 37 C.F.R. 1.17, including any required extension of time fees in any concurrent or future reply requiring a petition for extension of time for its timely submission (37 C.F.R. 1.136(a)(3)).

William S. Boshnick
Reg. No. 44,550

William S. Boshnick
Bruce H. Bernstein
Reg. No. 29,027

P24077.A09

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Shinnosuke NAKAHARA et al.


Group Art Unit: 3738

Appln. No. : 10/642,684

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<p align="center">Certificate of Transmission under 37 C.F.R. § 1.8</p> <p>I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (571) 273-8300 on <u>February 22, 2006</u>.</p> <p align="center"></p> <p>Signature</p> <p align="center"><u>William S. Boshnick Reg. No. 44,550</u></p> <p>Typed or printed name of person signing Certificate</p>

AMENDMENT & RESPONSE UNDER 37 CFR § 1.111

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, Mail Stop Amendment
Randolph Building
401 Dulany Street
Alexandria VA 22314

Sir:

In response to the Official Action dated November 22, 2005, setting a shortened three-month statutory period for response to expire on February 22, 2006, Applicants respectfully request reconsideration and withdrawal of the outstanding rejections in view of the herein-contained remarks.

Amendments to the Specification begin on page 3 of this document.

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Amendments to the Claims are reflected in the listing of claims which begin on page 4 of this document.

Remarks/Arguments begin on page 7 of this document.